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BRANDYWINE REALTY TRUST,  
PRENTISS PROPERTIES CHANGE IN CONTROL  
SEVERANCE PLAN FOR KEY EMPLOYEES,  
AND DANIEL CUSHING

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JOHN SUTTON,

Plaintiff,

vs.

BRANDYWINE REALTY TRUST,  
PRENTISS PROPERTIES TRUST  
CHANGE IN CONTROL SEVERANCE  
PROTECTION PLAN FOR KEY  
EMPLOYEES, and DANIEL CUSHING,

Defendants.

Case No. C07-01109 CW

**ORDER AND STIPULATION  
CONTINUING EXPERT WITNESS  
DISCLOSURE DEADLINE**

Plaintiff John Sutton ("Plaintiff") and Defendants Brandywine Realty Trust, Prentiss Properties Trust Change in Control Severance Protection Plan for Key Employees, and Daniel Cushing ("Defendants") (collectively, the "Parties"), by and through their respective counsel of record, file this Stipulation and Proposed Order to Continue this Court's April 1, 2008 deadline for the disclosure of the identities and reports of the Parties' expert witnesses:

**WHEREAS**, on June 7, 2007, the Court entered a case management order setting April 1, 2008 as the deadline for the Parties to disclose the identities and reports of their respective expert witnesses;

**WHEREAS**, on March 6, 2008, the Court heard argument on Defendants' Motion for

Summary Judgment, following argument took the motion under submission, and to date has not issue a decision and order on Defendants' motion;

**WHEREAS**, the Court's decision and order on Defendants' motion may obviate the need for the Parties to disclose one or more experts and incur the expense of expert witness discovery;

**WHEREAS**, the parties stipulate to continue the expert witness disclosure deadline from April 1, 2008 to April 14, 2008:

**GOOD CAUSE EXISTS** to continue the expert witness disclosure date as set forth herein, and to avoid the potential unnecessary use of resources.

**IT IS SO STIPULATED.**

DATED: March 31, 2008

BUTY & CURLIANO LLP

By: /s/ (with permission)

JASON CURLIANO

Attorneys for Plaintiff:

JOHN SUTTON

DATED: March 31, 2008

MORGAN, LEWIS & BOCKIUS LLP

By: /s/

MELINDA S. RIECHERT

Attorneys for Defendants:

BRANDYWINE REALTY TRUST, PRENTISS

PROPERTIES CHANGE IN CONTROL

SEVERANCE PLAN FOR KEY EMPLOYEES,

AND, DANIEL CUSHING

**ORDER**

The Court, having considered the Stipulation and [Proposed] Order between Plaintiff and Defendants, approves said Stipulation per the terms contained therein.

**IT IS SO ORDERED**

4/1/08

DATED: \_\_\_\_\_



HONORABLE CLAUDIA WILKEN